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67	Attorneys for Defendant LAND HOME FINANCIAL SERVICES, INC.		
8	IN THE UNITED STAT	ES DISTRICT COURT	
9	FOR THE NORTHERN DISTRICT OF CALIFORNIA		
10	SAN FRANCISCO DIVISION		
11	MARCUS MANNING, VIRIDIANA LOPEZ GARCIA,	Case No.: 21-cv-06505 WHO	
13	Plaintiffs, v.	[PROPOSED] ORDER GRANTING MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM UPON WHICH RELIEF CAN BE	
15 16 17 18 19 20	LAND HOME FINANCIAL SERVICES, INC., Defendant.	GRANTED (FRCP 12(b)(6)) Date: November 17, 2021 Time: 2:00 PM Judge: Hon. Judge William H. Orrick Ctrm: 2	
21	WHEREAS the motion by Defendant LAND HOME FINANCIAL SERVICES, INC., to		
22	Dismiss For Failure To State a Claim Upon Which Relief Can Be Granted came on regularly for		
23	hearing at the time and place above indicated, before the Hon. Judge William H. Orrick, and having		
24	considered the motion, any opposition and the evidence and argument presented, and good cause		
25	appearing therefrom, the motion is GRANTED without leave to amend.		
26	Plaintiff alleges violations under the Freedom of Information Act ("FOIA"), 5 U.S.C. § 552		
27	claiming that Defendant was non-responsive to a request they issued for "exemplified copies of ful		
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	1	accounting, which includes debt transmittal, closing documents, accounting package and wire	
a failure to state a claim pursuant to FRCP 12(b)(6). Plaintiff's Complaint is dismissed with prejudice and Defendant is awarded costs. Dated: UNITED STATES DISTRICT JUDGE Dated: 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26	2	transfer history regarding account no: 382725." However, Defendant is not alleged to be an agency	
Plaintiff's Complaint is dismissed with prejudice and Defendant is awarded costs. Dated: UNITED STATES DISTRICT JUDGE UNITED STATES DISTRICT JUDGE 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26	3	within the meaning of the statute and is instead alleged to be a corporate lender. Accordingly, there	
Dated:	4	is a failure to state a claim pursuant to FRCP 12(b)(6).	
7 Dated:	5	Plaintiff's Complaint is dismissed with prejudice and Defendant is awarded costs.	
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8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26	7	Dated:	
10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26	8	UNITED STATES DISTRICT JUDGE	
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